

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE ALHAMBRA, CALIFORNIA 91803-1331 Telephone: (626) 458-5100 http://dpw.lacounty.gov

ADDRESS ALL CORRESPONDENCE TO: P.O. BOX 1460 ALHAMBRA, CALIFORNIA 91802-1460

January 28, 2014

The Honorable Board of Supervisors County of Los Angeles 383 Kenneth Hahn Hall of Administration 500 West Temple Street Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS COUNTY OF LOS ANGELES

1 January 28, 2014

SACHI A. HAMAI EXECUTIVE OFFICER

PUBLIC HEARING

RESOLUTION TO VACATE BANDERA AVENUE SOUTH OF 118TH STREET,
ACCEPT INTO THE COUNTY ROAD SYSTEM A PORTION OF COUNTY-OWNED PROPERTY
TO BE SET ASIDE FOR PUBLIC ROAD AND HIGHWAY PURPOSES ON WILMINGTON AVENUE
NORTH OF 120TH STREET, AND QUITCLAIM A PORTION OF CONSOLIDATED FIRE
PROTECTION DISTRICT OF LOS ANGELES COUNTY REAL PROPERTY
IN THE UNINCORPORATED COMMUNITY OF WILLOWBROOK
(SUPERVISORIAL DISTRICT 2)
(3 VOTES)

SUBJECT

This action is to allow the County of Los Angeles to vacate an easement for public road and highway purposes; set aside a portion of County-owned property for public road and highway purposes; accept the set aside into the County road system; and allow the Consolidated Fire Protection District of the County to quitclaim a portion of real property in the unincorporated community of Willowbrook to the County. This action will allow for build-out of elements associated with the Willowbrook Martin Luther King, Jr., Wellness Community Vision.

IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE THE COUNTY OF LOS ANGELES AS A JOINT RECOMMENDATION WITH THE CONSOLIDATED FIRE PROTECTION DISTRICT AFTER THE PUBLIC HEARING:

- 1. Find that these actions are categorically exempt from the provisions of the California Environmental Quality Act.
- 2. Find that Bandera Avenue south of 118th Street in the unincorporated community of Willowbrook

is unnecessary for present or prospective public use and is not useful as a nonmotorized transportation facility.

- 3. Find that the public convenience and necessity require the reservation and exception of easements and rights of way for the maintenance, operation, replacement, removal, and renewal of utility facilities located within Bandera Avenue south of 118th Street in the unincorporated community of Willowbrook, owned by Pacific Bell Telephone Company (dba AT&T California), Southern California Gas Company, and Southern California Edison Company as well as an easement to the County of Los Angeles for sanitary sewer, appurtenant structures, and ingress and egress purposes; and an easement to the Los Angeles County Flood Control District for covered storm drain, appurtenant structures, and ingress and egress purposes in accordance with Sections 8340 and 8341 of the California Streets and Highways Code.
- 4. Adopt the Resolution to Vacate Bandera Avenue south of 118th Street with Reservations pursuant to Section 8324 of the California Streets and Highways Code.
- 5. Find that acceptance into the County road system of the portion of County owned property proposed to be set aside for public road and highway purposes on Wilmington Avenue north of 120th Street in the unincorporated community of Willowbrook is necessary for public convenience, pursuant to Section 941 of the California Streets and Highways Code.
- 6. Adopt the Resolution to Accept into the County Road System portions of County-owned property to be set aside for public road and highway purposes on Wilmington Avenue north of 120th Street.
- 7. Find that the fee interest of real property in Bandera Avenue south of 118th Street (Parcel 3-1EXF) in the unincorporated community of Willowbrook is no longer required for the purpose of the Consolidated Fire Protection District of Los Angeles County.
- 8. Approve the transfer of Bandera Avenue south of 118th Street (Parcel 3-1EXF) from the Consolidated Fire Protection District of Los Angeles County to the County of Los Angeles.
- 9. Instruct the Chairman of the Board of Supervisors to sign the Quitclaim Deed document and authorize delivery to the Department of Public Works.
- 10. Upon approval, authorize the Director of Public Works to record the certified original resolutions with the office of the Registrar-Recorder/County Clerk of the County of Los Angeles.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to find that the project is categorically exempt from the California Environmental Quality Act (CEQA) and allow the County of Los Angeles to vacate Bandera Avenue south of 118th Street (Easement), since it no longer serves the purpose for which it was dedicated; to set aside a portion of County-owned property for public road and highway purposes on Wilmington Avenue north of 120th Street (Set Aside) and accept it into the County road system. The area set aside will become part of the public right of way to be known as Wilmington Avenue, which is already a part of the County's road system; and to allow the Consolidated Fire Protection District of Los Angeles County (District) to quitclaim a portion of real property to the County of Los Angeles (Quitclaim); all in the unincorporated community of Willowbrook. This action will allow for the property to be used in a manner consistent with the Willowbrook Martin Luther King, Jr., Wellness Community Vision.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). These actions will provide for improved infrastructure for the community of Willowbrook, thereby improving the quality of life for the residents in the area.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund. There is no monetary consideration associated with the Easement, Set Aside, or Quitclaim.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The Easement area to be vacated contains approximately 19,265 square feet. The Set Aside area for public road and highway purposes contains approximately 1,967 square feet. The Quitclaim area contains approximately 3,408 square feet. All are shown on the maps that are attached to the enclosed Vacation and Set Aside Resolutions and Quitclaim document, respectively.

The procedure for the vacation of a County highway is set forth in Chapter 3, Part 3, Division 9, of the California Streets and Highways Code, commencing with Section 8320. All further statutory references in this Board letter are to sections of the California Streets and Highways Code, unless otherwise indicated.

Pursuant to Section 8320, the Board may initiate proceedings to vacate a public highway by having the Executive Officer of the Board of Supervisors set a date (not less than 15 days after the initiation of proceedings), hour, and place for a hearing on the vacation.

Pursuant to Section 8322, notice of the hearing must be published for at least two successive weeks prior to the hearing in a daily, semiweekly, or weekly newspaper published and circulated in the County.

Pursuant to Section 8323, at least two weeks before the day set for the hearing, at least three notices of the hearing must be posted conspicuously along the line of the highway proposed to be vacated.

Pursuant to Section 8324, the Board may adopt a resolution vacating the highway if, after considering all the evidence offered at the hearing, the Board determines that the highway is unnecessary for present or prospective public use.

Additionally, pursuant to Sections 892 and 8314, the Board must also find that the highway proposed to be vacated is not useful as a nonmotorized transportation facility, prior to resolving to vacate the highway.

The County's interest in the Easement was acquired by dedication in South Gate Tract, recorded in Book 13, pages 14 and 15, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, as an easement for public road and highway purposes.

The vacation of the Easement was requested for the improvements completed as part of the fitness park adjacent to the Martin Luther King, Jr., Center for Public Health and for the proposed development of a Comprehensive Development Disability Center.

The Easement has been determined to be unnecessary for present or prospective public use.

The proposed vacation was reviewed by the County Sanitation Districts, Fire Department, Department of Parks and Recreation, the Department of Regional Planning, and the Department of Public Works. It was determined to be not useful as a nonmotorized transportation facility and meets with the goals and objectives of the Community Plan and underlying zoning.

Easement rights for existing facilities will be reserved for Pacific Bell Telephone Company (dba AT&T California), Southern California Gas Company, and Southern California Edison Company, as well as an easement to the County for sanitary sewer, appurtenant structures, and ingress and egress purposes; and an easement to the Los Angeles County Flood Control District (LACFCD) for covered storm drain, appurtenant structures, and ingress and egress purposes pursuant to Sections 8340 and 8341 of the California Streets and Highways Code.

The California Streets and Highways Code Section 941 provides that no public or private road shall become a County highway until and unless the Board of Supervisors, or its designee, by appropriate resolution has caused the road to be accepted into the County road system.

The Department of Public Works, on behalf of the County, the underlying property owner, is requesting the Board to set aside the portion of said property identified in the enclosed resolution and accept it into the County's road system.

The quitclaim of fee title from the District to the County is for the improvements completed as part of the fitness park adjacent to Martin Luther King, Jr., Center for Public Health. The Fire Chief has reviewed and approved the quitclaim of fee title to the County.

The District's interest was acquired in Final Order of Condemnation recorded on March 29, 1974, as Instrument No. 5085, and in Quitclaim Deed recorded on January 6, 1977, as Document No. 77-19814, both of Official Records, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles.

The conveyance between the District and the County is authorized by the Health and Safety Code, Section 13861.

The Quitclaim Deed document has been approved by County Counsel as to form and will be recorded.

ENVIRONMENTAL DOCUMENTATION

These actions are categorically exempt from the provisions of CEQA as specified in Sections 15305 and 15321 of the State CEQA Guidelines, which state that this class of projects consisting of minor alterations in land use, limitations, and actions to revoke entitlement for use, issued and adopted by the regulatory agency, has been determined not to have a significant effect on the environment.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Existing easement rights for existing utility facilities will be reserved for Pacific Bell Telephone (dba AT&T California), Southern California Gas Company, and Southern California Edison Company, as well as an easement to the County for sanitary sewer, appurtenant structures, and ingress and egress purposes; and an easement to the LACFCD for covered storm drain, appurtenant structures, and ingress and egress purposes pursuant to Sections 8340 and 8341 of the California Streets and Highways Code.

CONCLUSION

The Department of Public Works, Survey/Mapping & Property Management Division, will post notices of the hearing in accordance with Section 8323 of the California Streets and Highways Code.

Please return one adopted copy of this letter, one copy of the executed Quitclaim Deed document, one copy of each resolution and one copy of the Board's minute order to the Department of Public Works, Survey/Mapping & Property Management Division and to the Consolidated Fire Protection District at 1320 North Eastern Avenue, Los Angeles, California 90063, Attention Ms. Debbie Aguirre. Please also return the executed original Quitclaim Deed document and the original resolutions to the Department of Public Works, Survey/Mapping & Property Management Division.

Respectfully submitted,

Hail Farher

GAIL FARBER

Director

DARYL L. OSBY

Dought. Osly

FIRE CHIEF, FORESTER & FIRE WARDEN

GF:SGS:mr

Enclosures

c: Auditor-Controller (Accounting Division - Asset Management)

Chief Executive Office (Rita Robinson)

County Counsel Executive Office

ENCLOSURE A

RESOLUTION TO VACATE BANDERA AVENUE SOUTH OF 118TH STREET WITH RESERVATIONS

WHEREAS, the Board of Supervisors of the County of Los Angeles has conducted a noticed public hearing regarding the proposed vacation of Bandera Avenue south of 118th Street in the unincorporated community of Willowbrook (hereinafter referred to as the Easement), in the County of Los Angeles, State of California, as legally described in Exhibit A and depicted on Exhibit B, both attached hereto, in accordance with Chapter 3, Part 3, Division 9, of the California Streets and Highways Code, commencing with Section 8320, and has considered all evidence submitted at the hearing;

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

- 1. That the Easement is unnecessary for present or prospective public use and is not useful as a nonmotorized transportation facility.
- 2. That the public convenience and necessity require the reservation and exception of easements and rights of way for the maintenance, operation, replacement, removal, and renewal of utility facilities located within Bandera Avenue south of 118th Street, owned by Pacific Bell Telephone Company (dba AT&T California), Southern California Gas Company, and Southern California Edison Company, as well as an easement to the County for sanitary sewer, appurtenant structures, and ingress and egress purposes; and an easement to the Los Angeles County Flood Control District for covered storm drain, appurtenant structures, and ingress and egress purposes in accordance with Sections 8340 and 8341 of the California Streets and Highways Code.
- 3. That the above-described Easement is hereby vacated pursuant to Chapter 3, Part 3, Division 9, of the California Streets and Highways Code, commencing with Section 8320; reserving and excepting therefrom easements and rights of way for the maintenance, operation, replacement, removal, and renewal of utility facilities located within Bandera Avenue south of 118th Street, owned by Pacific Bell Telephone Company (dba AT&T California), Southern California Gas Company, and Southern California Edison Company, as well as an easement to the County for sanitary sewer, appurtenant structures, and ingress and egress purposes; and an easement to the Los Angeles County Flood Control District for covered storm drain, appurtenant structures, and ingress and egress purposes.
- 4. That the Director of Public Works or her designee is authorized to record the certified original resolution with the office of the Registrar-Recorder/County Clerk of the County of Los Angeles.

The foregoing resolution was on the adopted by the Board of Supervisors of the governing body of all other special assessments of acts.	day of
	THY OF LOS
APPROVED AS TO FORM:	SACHI A. HAMAI
	Executive Officer of the
JOHN F. KRATTLI	Board of Supervisors of the
County Counsel	County of Los Angeles
By Jam Hatch	By Curonilla
Deputy	Deputy

NS:mr

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Project name: BANDERA AVENUE SOUTH OF

118TH STREET 3-1VAC

A.I.N. 6149-017-Bandera Ave (por)

T.G. 704-G7 I.M. 084-197 R.D. 241 S.D. 2 M1388103

LEGAL DESCRIPTION

(

PARCEL NO. 3-1VAC: (Vacation of easement for public road and highway purposes):

That portion of Ruby Street (now known as Bandera Avenue), 50 feet wide, as shown on map of South Gate Tract, recorded in Book 13, pages 14 and 15, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, bounded northerly by a line parallel with and 39.7 feet southerly, measured at right angles, from the centerline of Columbus Avenue (now known as 118th Street), 50 feet wide, as shown on said map, and bounded southerly by the easterly prolongation of the southerly line of Lot 108 of said tract.

RESERVING to the Los Angeles County Flood Control District an easement for covered storm drain, appurtenant structures, and ingress and egress purposes in, on, over, and across the above-described Parcel No. 3-1VAC.

Also RESERVING to the County of Los Angeles an easement for sanitary sewer purposes in, on, over, and across the above-described Parcel No. 3-1VAC.

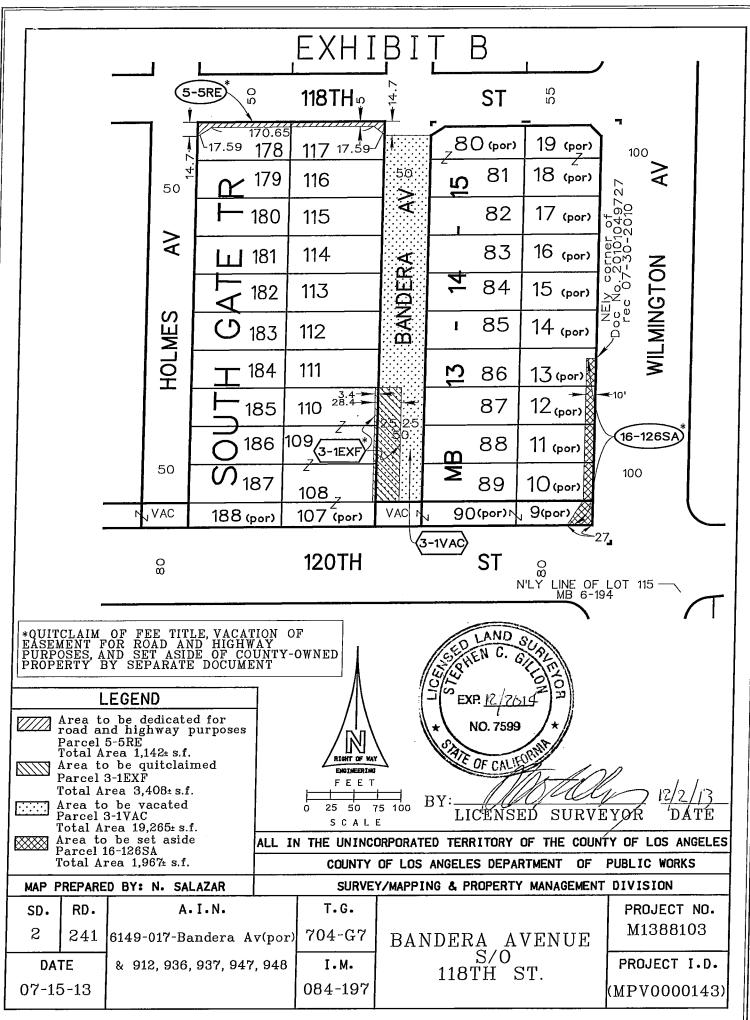
Also RESERVING easements and rights of way for the maintenance, operation, replacement, removal, and renewal of utility facilities owned by Pacific Bell Telephone Company (dba AT&T California), the Southern California Gas Company, and the Southern California Edison Company in, on, over, and across the above-described Parcel No. 3-1VAC.

BANDERA AVENUE 3-1VAC

The reservations herein being made in accordance with the provisions of Sections 8340 and 8341 of the Streets and Highways Code, State of California.

Containing: 19,265± square feet.





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ENCLOSURE B

RESOLUTION TO ACCEPT INTO THE COUNTY ROAD SYSTEM A PORTION OF COUNTY-OWNED PROPERTY TO BE SET ASIDE FOR PUBLIC ROAD AND HIGHWAY PURPOSES ON WILMINGTON AVENUE NORTH OF 120TH STREET

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

- 1. That the County will set aside, for public use, a portion of County-owned property for public road and highway purposes (hereinafter referred to as the Set Aside), in, over, and across the real property legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Set Aside on Wilmington Avenue north of 120th Street is located in the unincorporated community of Willowbrook in the County of Los Angeles, State of California.
- That it is necessary for public convenience that the referenced Set Aside be accepted into the County road system for improved infrastructure on Wilmington Avenue north of 120th Street, pursuant to Section 941 of the California Streets and Highways Code.
- That the above-referenced County-owned property is hereby set aside for public road and highway purposes (to be known as Wilmington Avenue) in accordance with Section 941 of the California Streets and Highways Code, as recommended by the Director of Public Works.
- 4. That the Director of Public Works or her designee is authorized to record the certified original resolution with the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the area set aside shall become an easement for public road and highway purposes.

The foregoing resolution was on the 28th day of ________, 2014, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

APPROVED AS TO FORM:

JOHN F. KRATTLI County Counsel SACHI A. HAMAI Executive Officer of the Board of Supervisors of the

County of Los Angeles

By

Deputy

NS:mr

P:\MPPUB\ADMIN\MARIA\BOARD LETTER RESOLUTION\BANDERA SET ASIDE RESOLUTION.DOC

WILMINGTON AVENUE 16-126SA

NORTH OF 120TH STREET

A.I.N. 6149-017-936, 937, 947, 948

T.G. 704-G7

I.M. 084-197

R.D. 241

S.D. 2

P.C.A. M1388103

LEGAL DESCRIPTION

PARCEL NO. 16-126SA (Set aside for public road and highway purposes):

Part A

The easterly 10 feet of that certain parcel of land in South Gate Tract, as shown on map recorded in Book 13, pages 14 and 15, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, described in deed to said County, recorded on July 30, 2010, as Document No. 20101049727, of Official Records, in the office of said Registrar-Recorder/County Clerk.

Part B

That portion of Lot 9, said tract, within the following described boundaries:

Beginning at the southeasterly corner of the above-mentioned certain parcel of land; thence southerly, along the southerly prolongation of the easterly line of said certain parcel of land, to a line parallel with and 70 feet northerly, measured at right angles, from the northerly line of Lot 115, Springdale Tract, as shown on map recorded in Book 6, page 194, of said Maps; thence westerly, along said parallel line, a distance of 27 feet; thence northeasterly, in a direct line, to a point in the northerly line of said Lot 9, said point being distant 30 feet westerly, measured along said northerly line, from the northeasterly corner of said Lot 9; thence easterly along said northerly line to the point of beginning.

To be known as Wilmington Avenue.

Containing: 1,967± square feet.



APPROVED AS TO DESCRIPTION

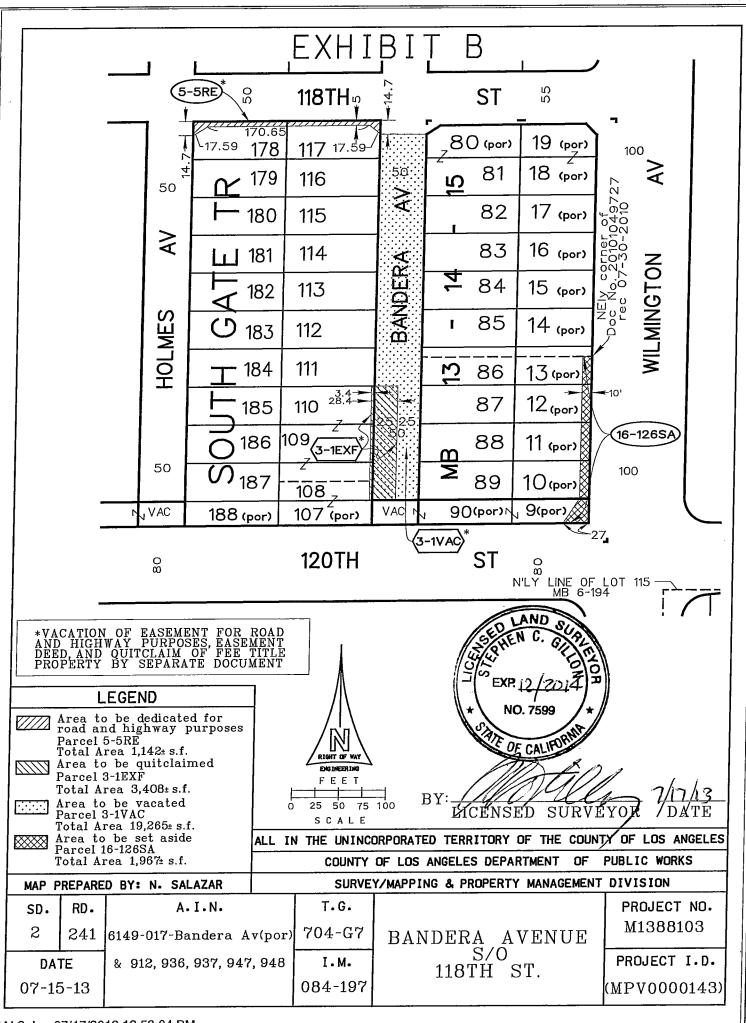
By

LICENSED LAND SURVEYOR

Los Angeles County Department of Public Works

Dated

Date



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ENCLOSURE C

DUPLICATE

RECORDING REQUESTED BY AND MAIL TO:

COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS P.O. Box 1460 Alhambra, CA 91802-1460 Attention Survey/Mapping & Property Management Division Title & Escrow Section Alan Husted

THIS DOCUMENT IS EXEMPT FROM DOCUMENTARY TRANSFER TAX PURSUANT TO SECTION 11922 OF THE REVENUE & TAXATION CODE.

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTION 27383 OF THE GOVERNMENT CODE.

Space Above This Line Reserved for Recorder's Use

Assessor's Identification Numbers: 6149-017-912 (Portion) 6149-028-916 (Portion) and a Portion of Bandera Avenue Adjacent

QUITCLAIM DEED

For a valuable consideration, receipt of which is hereby acknowledged, the CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY, a special district organized under the laws of the State of California, does hereby remise, release, and forever quitclaim to the COUNTY OF LOS ANGELES, a body corporate and politic, all its right, title, and interest in and to the real property in the unincorporated territory of the County of Los Angeles, State of California, described in Exhibit A and shown on and delineated on Exhibit B, both of which are attached hereto and by this reference made a part hereof.

January 28, 2014



(COUNTY-SEAL)

ATTEST: SACHI A. HAMAI, Executive Officer of the Board of Supervisors of the County of Los Angeles

By Deputy

CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY, a special district organized under the laws of the State of California

Chairman, Board of Supervisors of the County of Los Angeles, as the governing body of the Consolidated Fire Protection District of Los Angeles

County

Bandera A	ve S/O 118th St	
(File: Bar	dera Avenue (3))	
(Also See	FIRE STATION NO. 41 (2) and	
	MARTIN LUTHER KING JR. HOSPITAL (1)
Parcel 1E	(F	500
I.M. 084-1	97	
S.D. 2	M098800	1

Project ID No. MPV0000143

AH: P:CONF:QCD-BANDERA AVE (3) 1EXF.DOCX

STATE OF CALIFORNIA)) ss. COUNTY OF LOS ANGELES)				
On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code that authorized the use of facsimile signatures of the Chairman of the Board on all papers, documents, or instruments requiring the Chairman's signature.				
The undersigned hereby certifies that on this				
In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.				
OF LOS ANGELOS		SACHI A. HAMAI, Executive Officer of the Board of Supervisors of the County of Los Angeles By Deputy		
(COUNTY-SEAL)				
APPROVED AS TO FORM:				
JOHN F. KRATTLI County Counsel				
By Deputy	the wi	certificate of acceptance his is to certify that the interest in real property conveyed by thin deed or grant is hereby accepted under the authority red by Ordinance No. 95-0052, duly and regularly adopted by		
APPROVED as to title and execution,	the Board of Supervisors of the County of Los Angeles on the 26th day of September, 1995, and the Grantee consents to the recordation thereof by its duly authorized officer.			
Survey/Mapping & Property Management Division	*	Dated		
Supervising Title Examiner		ASSISTANT DEPUTY DIRECTOR Survey/Mapping & Property Management Division		
Bv				

Project name: BANDERA AVENUE SOUTH OF

118TH STREET 3-1EXF

Affects: BANDERA AVE 3-1VAC

A.I.N. 6149-017-912(por), 6149-028-916(por)

& Bandera Ave (por)

T.G. 704-G7 I.M. 084-197 R.D. 241 S.D. 2 M1388103

LEGAL DESCRIPTION

PARCEL NO. 3-1EXF (Quitclaim of fee title):

Part A:

That portion of the westerly 25 feet of Ruby Street (now known as Bandera Avenue), 50 feet wide, as shown on map of South Gate Tract, recorded in Book 13, pages 14 and 15, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, bounded northerly by the easterly prolongation of the northerly line of Lot 110 of said tract, and bounded southerly by the easterly prolongation of the southerly line of Lot 108 of said tract.

Part B:

The easterly 3.4 feet of Lots 108, 109, and 110, of said tract.

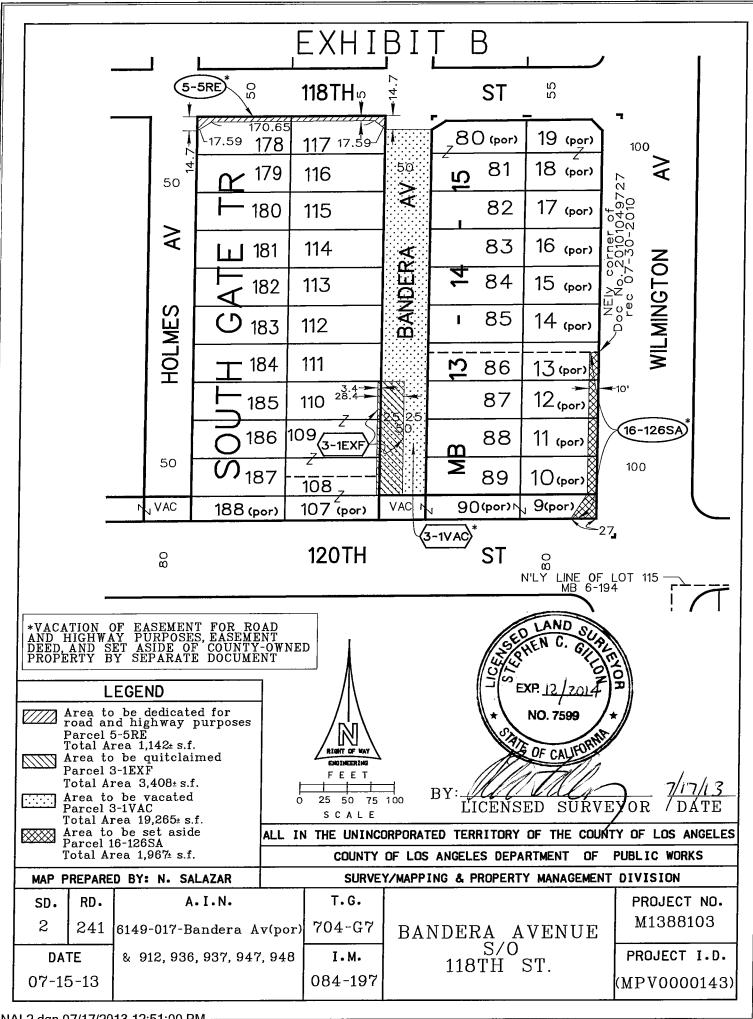
Containing: 3,408± square feet.



APPROVED AS TO DESCRIPTION

By LICENSED LAND SURVEYOR
Los Angeles County Department of Public Works

Dated DEC, 3, 2013



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